

Civil Action No. 08-2898 (SRC)

ORDER

Respondent.

ORDERED that Petitioner's motion for summary judgment (Docket Entry No.

15) is **DENIED**; and it is further

ORDERED that Respondent's motion to strike (Docket Entry No. 20) is
DENIED.

s/ Stanley R. Chesler
Stanley R. Chesler, U.S.D.J.